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UNITED STATES DISTRICT COURT
DISTRICT OF OREGON
PORTLAND DIVISION

ESHA RESEARCH, LLC, an Oregon limited
liability company,

Plaintiff,

v.

RLH ASSETS, LLC d/b/a FOODWIT, an Oregon
limited liability company,

Defendant.

Case No. 3:25-cv-00880-JR

**DECLARATION OF MATTHEW S.
WARREN IN SUPPORT OF
FOODWIT'S REPLY
IN SUPPORT OF MOTION TO
DISMISS FIRST AMENDED
COMPLAINT**

I, Matthew S. Warren, declare under 28 U.S.C. § 1746:

1. I am an attorney licensed to practice in the States of California and New York, and the Commonwealth of Massachusetts. On May 29, 2025, I filed a motion for leave to appear *pro*

hac vice in this action. Docket No. 23. I am a partner at Warren Kash Warren LLP, counsel for defendant RLH Assets, LLC d/b/a Foodwit in this action. I have personal knowledge of the matters set forth herein and, if called as a witness, could and would testify competently thereto.

2. Attached as Exhibit 3 is a true and correct copy of a letter from me on July 23, 2025.

3. Attached as Exhibit 4 is a true and correct copy of an email from Cary Sullivan on July 23, 2025.

4. Attached as Exhibit 5 is a true and correct copy of an email from me on June 27, 2025.

5. Attached as Exhibit 6 is a true and correct copy of an email from Cary Sullivan on June 27, 2025.

6. Attached as Exhibit 7 is a true and correct copy of an email from me on June 29, 2025.

7. Attached as Exhibit 8 is a true and correct copy of an email from me on July 1, 2025.

8. Attached as Exhibit 9 is a true and correct copy of an email from Cary Sullivan on July 1, 2025.

I declare under penalty of perjury that the foregoing is true and correct. Executed on July 29, 2025, at San Francisco, California.


Matthew S. Warren